THE INDIAN RAILWAY COMPANIES (REPEAL) BILL, 2001

THE MINISTER OF RAILWAYS (SHRI NITISH KUMAR): Madam, I beg to move:

"That the Bill to repeal the Indian Railway Companies Act, 1895, be taken into consideration."

The question was put and the motion was adopted.

THE DEPUTY CHAIRMAN: Now, we shall take up clause-by-clause consideration of the Bill.

Clause 2 was added to the Bill.

Clause 1, the Enacting Formula and the Title were added to the Bill.

SHRI NITISH KUMAR: Madam, I move that the Bill be passed.

The question was put and the motion was adopted.

THE RAILWAY COMPANIES (SUBSTITUTION OF PARTIES IN CIVIL PROCEEDINGS) REPEAL BILL, 2001

THE MINISTER OF RAILWAYS (SHRI NITISH KUMAR): Madam, I beg to move:

"That the Bill to repeal the Railway Companies (Substitution of Parties in Civil Proceedings) Act, 1946, be taken into consideration."

The question was proposed.

उपसभापति : आप सिर्फ यह बता दीजिए कि क्यों आप रिपील करा रहे हैं और यह कहां सब्स्टीट्यूट हो गया है।

श्री नीतीश कुमार : महोदया, यह तो बहुत पहले से पड़ा हुआ है, मुझे खुद आश्चर्य हुआ। जब इंडियन रेलवेज़ ऐक्ट 1989 में फिर से नए सिरे से बना, उसी समय इन चीजों का ख्याल रखना चाहिए था। कांस्टीट्यूशन में पहले ही यह सब्स्टीट्यूट हो गया है। पहले जब कंपनीज़ को लिया गया था तो "गवर्नर जनरल इन काउंसिल" आए, उसके बाद जब 1935 में ऐक्ट बना तो "डोमीनियन ऑफ इंडिया" उसकी जगह पर आया। उसके बाद जब कांस्टीट्यूशन बना तो "यूनियन ऑफ इंडिया" हर जगह रिप्लेस हो गया। अलग से इसकी कोई जरूरत नहीं थी।

THE DEPUTY CHAIRMAN: Redundant. आज़ादी के बाद ऐसा बिल लाना शोभा नहीं देता।

संसदीय कार्य मंत्री तथा सूचना प्रौद्योगिकी मंत्री (श्री प्रमोद महाजन) : अंग्रेजों की "रेल" रखी है, उतना काफी है।

THE DEPUTY CHAIRMAN: I shall now put the motion to vote.

The question is:

"That the Bill to repeal the Railway Companies (Substitution of Parties in Civil Proceedings) Act, 1946, be taken into consideration."

The motion was adopted.

Clause 2 was added to the Bill.

Clause 1, the Enacting Formula and the Title were added to the Bill.

SHRI NITISH KUMAR: Madam, I move:

"That the Bill be passed."

The question was put and motion was adopted.

THE DEPUTY CHAIRMAN: Now, we have the Influx from Pakistan (Control) Repealing (Repeal) Bill, 2001. ...*(Interruptions)*...

SHRI PRANAB MUKHERJEE (West Bengal) : Madam, before that, I would like to make a submission. First, you take up Dr. Thakur's Bill on which there will be a discussion. Two other Bills are also repealing Bills. We will discuss those two Bills also. We will pass them. Or, probably you will pass them without any discussion. If all other repealing Bills, including Dr. Thakur's Bill are passed, only one Bill will be left, that is, Bill No. 8 - The North-Eastern Council (Amendment) Bill, 1998. In regard to this Bill, I would like to know the stand of the Government because I had suggested that this Bill be sent to the Standing Committee.

THE DEPUTY CHAIRMAN: We are not taking it up, he told me.

SHRI PRAMOD MAHAJAN : If he wants to send it to the Standing Committee, we have no objection.

SHRI PRANAB MUKHERJEE: Then, after this, only one Bill is left. So, we can discuss that for as much time as we want.

THE DEPUTY CHAIRMAN: Yes.

SHRI PRAMOD MAHAJAN: My request would be that there are two Bills from the Health Ministry - the Pre-Natal Diagnostic Techniques (Regulation and Prevention of Misuse) Amendment Bill, 2001; and the Indian

Medical Council (Amendment) Bill, 2001. We can pass them. Till 5 o' clock, we can discuss the. ...*(Interruptions)*...

THE DEPUTY CHAIRMAN: That is what I was going to announce. The Influx from Pakistan Bill, which is also a repeal Bill, and the Banking Companies (Legal Practioners' Clients' Accounts) Repeal Bill, 2001, we will take today. There will be no discussion. And the Indian Medical Council (Amendment) Bill, 2001, is also a very small Bill. But so far as the Pre-Natal Diagnostic Techniques (Regulation and Prevention of Misuse) Amendment Bill, 2001 is concerned, I, from the Chair, and the Members, from the floor, would like to discuss.

SHRI PRAMOD MAHAJAN: But, for that Bill also, the delivery time is 5 o' clock. ...*(Interruptions)*...

THE DEPUTY CHAIRMAN: It can be a delayed delivery or it can be an induced delivery.

DR. Y. RADHAKRISHNA MURTY (Andhra Pradesh) : Madam, on the Indian Medical Council (Amendment) Bill, 2001, I want to speak.

THE DEPUTY CHAIRMAN: Okay, you can. When we come to that, you can speak. No problem. ...*(Interruptions)*... But, at 5 o ' clock, we should deliver all the Bills. Okay, agreed.

SHRI PRANAB MUKHERJEE : Then, till 5 o' clock ...*(Interruptions)*...

SHRI SHANKAR ROY CHOWDHURY (West Bengal) : I have to make a submission, Madam. ...*(Interruptions)*...

THE DEPUTY CHAIRMAN: Yes, what is it?

SHRI SHANKAR ROY CHOWDHURY: Nothing, Madam.

THE DEPUTY CHAIRMAN: Nothing! ...*(Interruptions)*...

SHRI SHANKAR ROY CHOWDHURY: I just wanted to reconfirm that we are not discussing the North-Eastern Council (Amendment) Bill, 1998 because it is going to the Standing Committee. That's all.

THE DEPUTY CHAIRMAN: No; no. Because, when we were rearranging the Bills for discussion, the Minister came to the Chair and said that as there was some desire to send this Bill to the Standing Committee, we would not take that. That's why I said, "Only seven Bills." If you look at the record, I did not say 'eight Bills'. Today, we have to clear seven Bills

in lieu of not working for so many days. Now, we will take up the Influx from Pakistan (Control) Repealing (Repeal) Bill, 2001.

THE INFLUX FROM PAKISTAN (CONTROL) REPEALING (REPEAL) BILL, 2001

THE MINISTER OF STATE IN THE MINISTRY OF HOME AFFAIRS (SHRI CHENNAMANENI VIDYA SAGAR RAO): Madam, I beg to move:

> "That the Bill to repeal the Influx from Pakistan (Control) Repealing Act, 1952, be taken into consideration."

The question was proposed.

THE DEPUTY CHAIRMAN: Please slightly explain what it is all about so that Members do not feel that we are passing a Bill without even knowing what it is all about.

SHRI CHENNAMANENI VIDYA SAGAR RAO: Madam, as hon. Members are already aware, migration of Pakistani nationals belonging to the minority community in Pakistan started from August, 1947. In order to regulate the entry into and the movement of Pakistani nationals in India, the Influx from Pakistan (Control) Act of 1949 was enacted. Now, Madam, the present stay or the movement of Pakistani nationals in India is regulated by a system of residential permits, in accordance with the Indo-Pak Visa Scheme of 1974; therefore, this Act, which has lapsed since long, and the Influx from Pakistan (Control) Repealing Act of 1952, have become redundant and need not be retained on the statute book.

THE DEPUTY CHAIRMAN: I shall first put the motion regarding consideration of the Influx from Pakistan (Control) Repealing (Repeal) Bill, 2001 to vote. The question is:

> "That the Bill to repeal the Influx from Pakistan (Control) Repealing Act, 1952, be taken into consideration."

The motion was adopted.

THE DEPUTY CHAIRMAN: We shall now take up clause-by-clause consideration of the Bill.

Clause 2 was added to the Bill.

Clause 1, the Enacting Formula and the Title were added to the Bill.